

Amendments to Senate Bill No. 433
1st Reading Copy

Requested by Senator Kelly Gebhardt

For the Senate Local Government Committee

Prepared by Leanne Heisel
March 9, 2009 (1:49pm)

1. Page 3, lines 18 and 19.

Strike: "documentation" on line 18 through "mail" on line 19**Insert:** "a list of property owners within one-half mile of the proposed opencut operation and documentation that public notice was provided, pursuant to subsection (3), to those owners"

2. Page 4, line 7.

Strike: "either"**Following:** "request"**Insert:** "."**Strike:** "or"**Insert:** "The department shall hold a public meeting"

3. Page 4, line 10.

Strike: "public notice and a"

4. Page 5, line 6.

Following: "(2)"**Insert:** "and contains a plan of operation that meets the requirements of 82-4-434"

5. Page 5, line 21.

Following: "(8)."**Insert:** "Amendment applications for increases in permitted acreage must comply with subsections (1) through (8)."

6. Page 5, lines 25 through 28.

Strike: ":" on line 25 through "years." on line 28**Insert:** "the department determines, within 10 days of a public meeting held pursuant to 82-4-432, that comments received at the public meeting reveal substantial issues not adequately addressed in the plan of operation submitted with the application."

7. Page 5, line 29.

Following: "days"**Insert:** "of the department's decision to subject the opencut

application to an extended review under subsection (1)"

8. Page 6, line 8.

Following: "both of"

Insert: "the"

9. Page 6, line 19.

Strike: "[Sections"

Insert: "(1) Except as provided in subsection (2), [sections"

10. Page 6.

Following: line 20

Insert: "(2) [Section 5(8)(a)(iv)] applies to applications
pending on or submitted after [the effective date of this
act]."

- END -